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BKK

VIA HAND DELIVERY

March 8, 2005

Re:

Public Utilities Commission of the State of Hawaii Kekuanao'a Building, 1st Floor 465 South King Street Honolulu, HI 96813

In the Matter of PUBLIC UTILITIES COMMISSION Instituting a Proceeding to Investigate the Issues and Requirements Raised by, and Contained in, Hawaii Revised Statutes 486H, as Amended, Docket No. 05-0002

Dear Commissioners and Staff:

By letter dated February 24, 2005, the Hawaii Petroleum Marketers Association ("HPMA") received the Commission's information requests numbered PUC-IR-1 through PUC-IR-9. The Commission requested all parties, including HPMA, to respond to the information requests by Thursday, March 10, 2005. By letter dated March 2, 2005, the Commission clarified PUC IR-8 to include an unintentional omission.

By letter dated March 3, 2005, party Shell Oil Company requested an extension of time until March 31, 2005, to respond to the same information requests. HPMA hereby requests a similar extension of time until March 31, 2005, to respond to the Commission's information requests. HPMA makes its request in good faith in the interest of having adequate time to prepare the most accurate and thorough responses possible and to collect the information necessary from its membership who are located throughout the State.

Additionally, HPMA would like to voice its concerns regarding the Commission's Order No. 21669, filed on March 1, 2005, which approves in part and modifies in part the Parties' Stipulation for Protective Order. HPMA objects to inserted paragraphs 16 and 17 insofar as those paragraphs state, "The confidential information shall continue to be treated as confidential until the protection conferred by this protective order (or any other applicable protective order) is terminated by the producing party, or until further order of the Commission." (Emphasis added.)

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HPMA believes that the Commission's reservation of unilateral discretion to terminate the confidentiality of information, without any apparent standards or obtaining the consent of the disclosing party, largely eviscerates the purpose of the protective order and renders it incongruent with its underpinnings.

Accordingly, HPMA hereby asks the Commission to reconsider these modifications to the protective order and provide the parties with further guidance and assurance as to when and how the Commission may order the termination of the protections and mechanisms for ensuring the confidentiality of the information provided by the parties.

Very truly yours,

Marc E. Rousseau

CADES SCHUTTE LLP, Attorneys for Hawaii Petroleum Marketers Association

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